IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITON NO.1289 OF 2005

Dazzle Master Disc Pvt.Ltd. ..Petitioner.

V/s.

The Union of India & Ors. ..Respondents.

Mr.C.Harishankar i/b. Yogesh Rohira for petitioner.

Mr.H.V.Mehta with Y.S.Bhate for respondents.

CORAM : S.RADHAKRISHNAN AND J.P.DEVADHAR, JJ.

DATED : 10TH MARCH, 2005.

P.C. :-

1. Heard the learned counsel for the petitioner and the respondents. Rule. Rule, returnable forthwith.

2. By this petition, the petitioner is challenging the order dated 18th January, 2005 whereby the petitioner's EPCG licence was suspended. The petitioner's grievance is that the aforesaid suspension order was passed without any notice whatsoever and absolutely no hearing was given to the petitioner. Mr.Mehta, the learned counsel for the respondents states that the above order cannot be sustained as the same was passed without

any hearing or notice to the petitioner. This statement is made on the basis of the instructions by the officer who is present in the Court. In the facts and circumstances of this case, we do hereby quash and set aside the impugned order of suspension of the EPCG licence.

3. The respondents are at liberty to take appropriate action against the petitioner as they deem fit and proper.

4. Writ Petition stands disposed of in the above terms.

(S.RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)